

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF KENTUCKY**

IN RE: **BANKRUPTCY APPELLATE PANEL**

**ORDER**

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At a meeting held on September 8, 2006, the Court unanimously elected to participate in the Bankruptcy Appellate Panel of the Sixth Circuit ("BAP"). Accordingly,

**IT IS ORDERED** that in accordance with 28 U.S.C. § 158(b)(6), the Bankruptcy Appellate Panel of the Sixth Circuit Court of Appeals is authorized to hear and determine appeals from the United States Bankruptcy Court for the Eastern District of Kentucky ("Bankruptcy Court").

**IT IS FURTHER ORDERED** that effective September 8, 2006 all appeals from the Bankruptcy Court will be heard and determined by the BAP unless a party to the appeal files a timely election to "opt out" and have the appeal heard by the District Court, with any such election made in accordance with the applicable procedural rules of the BAP.

**IT IS FURTHER ORDERED** that appeals from decisions of the Bankruptcy Court to the District Court filed prior to September 8, 2006 which are now pending be, and the same hereby are, **TRANSFERRED** the BAP unless a party to the appeal files a timely election to "opt out" and have the appeal heard by the District Court, with any such election made in accordance with the applicable procedural rules of the BAP. The Clerk of this Court shall file a copy of this Order in the record of all pending appeals and serve a copy of the same upon all counsel of record. The Clerk of this Court shall make all provisions

to transfer the records in all pending cases to the BAP.

This the 8th day of September, 2006

FOR THE COURT:

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Joseph M. Hood  
Chief Judge